

**REMARKS/ARGUMENTS**

Claims 13-32 are pending. Claims 1, 4, 7, 11, 13-15, and 18-20 have been amended. New claims 25-32 have been added. The amended and new claims are supported by the specification. No new matter has been added in the amended or new claims.

***Claim Rejections - 35 U.S.C. § 103***

Claims 1, 2, 8, 10, 12, 20, and 21 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,104,931 to Havinis et al., hereinafter Havinis.

Claims 3-5 and 14-16 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of U.S. Patent Application No. 2003/0084033 to Hays et al, hereinafter Hays.

Claims 6, 7, 9, and 17-19 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of Hays and further in view of U.S. Patent Application No. 2005/0044423 to Mellmer et al, hereinafter Mellmer.

Claim 22 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of U.S. Patent Application No. 2005/0064851 to Malackowshi et al, hereinafter Malackowski.

Claim 23 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of U.S. Patent No. 6,721,633 to Funk et al, hereinafter Funk.

Claim 24 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of U.S. Patent Application No. 2002/0128908 to Levin et al, hereinafter Levin.

Claim 11 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Havinis in view of Malackowski, in view of Funk, and further in view of Levin.

Reconsideration of the rejection and allowance of the claims are respectfully requested for the following reasons.

**Claim 1**

The claims are allowable because each and every element is not shown or suggested by the prior art. For example, claim 1 recites, "a first memory configured for storing at least one privacy profile for at least one subscriber wireless communications device, wherein

the privacy profile includes: identification information for the at least one wireless communications device and a listing of client applications that are permitted to receive the location information for the at least one wireless communications device." The applicant respectfully submits that the cited reference does not teach or suggest at least these elements of claim 1.

Havinis does not teach or suggest a privacy profile including a listing of client applications that are permitted to receive the location information. Havinis merely discusses a "privacy indication" associated with verifying that the mobile terminal allows positioning to be performed. (Havinis at col. 7, lines 46-50). Moreover, none of the other cited references make up for this deficiency in Havinis. For at least these reasons, claim 1 is in a condition for allowance.

#### Claims 2-12

Claims 2-12, which depend from claim 1 are in a condition for allowance, for at least the reasons discussed in relation to claim 1, as well as for the additional limitations they recite.

#### Claim 13

Claim 13 recites, in part, "accessing a subscriber profile associated with the at least one wireless communications device in memory, wherein the subscriber profile includes an indication of which of the requesting client applications may receive location information as well as at least one privacy preference which controls the manner in which the location information may be provided" and "determining whether the requesting client application is included in the accessed subscriber profile for the at least one wireless communications device." The applicant respectfully submits that the cited reference does not teach or suggest at least these elements of claim 13.

Embodiments of the present invention provide a subscriber profile for a wireless communications device that includes a permission set for client applications that may make location requests. Referring to figure 3, permission sets 324 are provided, for example, for three companies authorized by the subscriber to receive location information regarding the subscriber's wireless device. (Specification, p. 18, lines 8-18). Thus, embodiments of the present invention

provide subscriber profiles for a wireless device that includes a listing of client applications that have permission to receive location information for the wireless device. (Specification at p. 17, lines 2-5).

Havinis discusses a process in which "a requesting Location Application (LA) 380 must first register with a Gateway Mobile Location Center (GMLC) 390 (step 400)." The Location Application defines its location services profile in a database, the location services profile including relevant service parameters specific to that Location Application. (Havinis at col. 4, lines 35 U.S.C. §-43). The location services profile, associated with the Location Application, is evidently used "to ensure that the LA 380 has the authority to position" particular mobile terminals. (Havinis at col. 5, lines 11-15, emphasis added).

Havinis does not teach or suggest a subscriber profile including "an indication of which of the requesting client applications may receive the location information," as recited by claim 13. Because Havinis does not teach or suggest a subscriber profile including a listing of client applications with permission to receive location information, Havinis can not teach "determining whether the requesting client application is included in the accessed subscriber profile for the at least one wireless communications device." Moreover, none of the other cited references make up for this deficiency in Havinis. For at least these reasons, claim 13 is in a condition for allowance.

#### Claims 14-24

Claims 14-24, which depend from claim 13, are in a condition for allowance, for at least the reasons discussed in relation to claim 13, as well as for the additional limitations they recite.

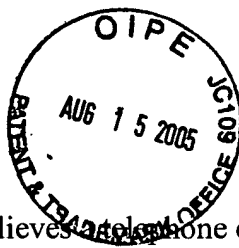
#### New Claims

New claims 25-32 have been added to more fully describe the present invention. Support for these new claims is found throughout the specification.

### CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

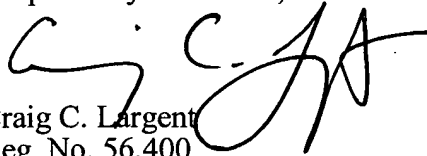
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PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200, extension 5518.

Respectfully submitted,

  
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